ORIGINAL

FILED

June 21 2010

Smith

CLERK OF THE SUPPEME COURT
STATE OF MONTANA

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Attorneys for Appellant Michael C. Schmidt

FILED

JUN 2 1 2010

Ed Smith
CLERK OF THE SUPREME COURT
STATE OF MONTANA

IN THE SUPREME COURT IN AND FOR THE STATE OF MONTANA

Case No. DA 10-0152

KIMBALL LELAND FEHRS and DEBRA FEHRS,

Plaintiffs/Appellees,

VS.

MICHAEL C. SCHMIDT,

Defendant/Appellant.

RESPONSE TO MOTION TO WITHDRAW AS COUNSEL OF RECORD

COMES NOW Appellant Michael C. Schmidt, by and through his counsel of record, Scott G. Hilderman, and states that he does not object to Plaintiffs' counsel's Motion to Withdraw as Counsel of Record.

DATED this 18th day of June, 2010.

JOHNSON, BERG, MCEYOY & BOSTOCK, PLLP

By:

Scott G. Hilderman

Attorneys for Defendant/Appellant

P.O. Box 3038

Kalispell, MT 59903-3038

CERTIFICATE OF SERVICE

The undersigned does hereby certify that on the 18th day of June, 2010, a true and correct copy of the foregoing document was served upon the persons named below, at the addresses set out below their names, either by mailing, hand delivery, or otherwise, as indicated below.

S. Charles Sprinkle Attorney at Law 417 Mineral Avenue PO Box 795 Libby, MT 59923 [X] U.S. Mail (first class postage)

| Hand Delivery

1 Other

cott G. Hilderman